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APR 18 2006

OFFICE OF PETITIONS

In re Application of :
Armando Dominguez :
Application No. 10/697,134 :
Filed: October 30, 2003 :
Title: Handle Multi-Purpose Tool :

DECISION ON PETITION

This is a decision on the petition under 37 CFR 1.181, filed November 11, 2005, and supplemented on November 23, 2005, to withdraw the holding of abandonment for the above-identified application. The petition was recently forwarded to the Office of Petitions for a decision on the merits. The Office apologizes for any inconvenience.

This application became abandoned for failure to reply in a proper and timely manner to the Notice of Drawing Inconsistency with Specification, mailed April 18, 2005. The Notice required petitioner to correct the inconsistency within a time period of one month or thirty (30) days, whichever was longer, from the mailing date of the Notice, or within the time remaining in the period set forth in the Notice of Allowability (Form PTOL-37) to file corrected drawings, whichever was longer. No extensions of time were permitted to file a reply. Accordingly, this application became abandoned on May 19, 2005. A Notice of Abandonment was mailed on October 7, 2005.

In the petition, petitioner asserted that he filed a change of address with the USPTO on April 1, 2005. Petitioner stated that the Office mailed the Notice of Drawing Inconsistency to his previous address because it did not enter his change of address in the application. Accordingly, petitioner requested that the Office withdraw the holding of abandonment.

A review of the record indicates that petitioner submitted a change of correspondence address with the USPTO on April 1, 2005. Unfortunately, the Office did not change the correspondence address as requested. For this reason, the petition is **granted**. The Notice of Abandonment is hereby withdrawn. The Office acknowledges receipt of the amendment filed in response to the Notice of April 18, 2005.

This matter is being referred to the Office of Patent Publication for further action.

Telephone inquiries specific to this decision may be directed to (571) 272-3282. All other inquiries regarding the status of the application should be directed to the Office of Patent Publication at (571) 272-4200.

Christina Tartera Donnell

Christina Tartera Donnell
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Office of Petitions